Approved for use through 9/30/00. OMB 0651-0031 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/782,335 NSMITTAL Filing Date February 19, 2004 First Named Inventor Sunny C. WATERS correspondence after initial filing) Group Art Unit 3643 **Examiner Name** Andrea M. VALENTI Total No. of Pages in this Submission: 11 Attorney Docket Number CRECON PO2AUS ENCLOSURES (check all that apply) Fee Transmittal Form □ Assignment papers □ After Allowance Communication (for an Application) to Group ■ Fee attached □ Drawing(s) Appeal Communication to Board of Appeals and Interferences Response □ Licensing-related Papers □ After Final □ Appeal Communication to Group ☐ Petition Routing Slip (PTO/SB/69) (Appeal Notice, Brief, Reply Brief) □ Affidavits/declaration(s) and Accompanying Petition □ Proprietary Information ☐ Extension of Time Request ☐ To Convert a Provisional Petition □ Status Letter □ Power of Attorney, Revocation □ Express Abandonment Request Change of Correspondence Address ■ Additional Enclosure(s) ☐ Information Disclosure Statement (please identify below): □ Terminal Disclaimer □ Certified Copy of Priority Postcard Document(s) ☐ Small Entity Statement ☐ Response to Missing Part/s □ Request for Refund Incomplete Application ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53 REMARKS SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Individual Name Michael J. Buiold Reg. No. 32,018 CUSTOMER NO. 020210 DAVIS & BUJOLD, P.L.L.C Signature December 20, 2004 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first

class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 20, 2004.

Type or printed name Michael J. Buiold

. Veleu Signature

Date: December 20, 2004

PTO/SB/17 (12-98)
Approved for use through 9/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known EE TRANSMITTAL DEC 2 2 2004 Application No. 10/782.335 for FY 2004 February 19, 2004 Sunny C. WATERS Filing Date Effective 10/01/2003. Patent fees are subject to annual revision. First Named Inventor Andrea M. Valenti Examiner Name plicant claims small entity status. See 37 CFR 1.27 Group Art Unit 3643 TOTAL AMOUNT OF PAYMENT: \$ 100 Attorney Docket No. **CRECON P02AUS** FEE CALCULATION (continued) METHOD OF PAYMENT (check all that apply) 3. ADDITIONAL FEES Credit card □ Money Order □ Other Small Entity ■ Check □ None Large Entity Fee Fee Fee Fee Code (\$) Code (\$) Fee Description Paid Deposit Account: 1051 130 2051 65 Surcharge-late filing fee/oath Deposit Account Number: 04-0213 DAVIS & BUJOLD, P.L.L.C. 1052 50 2052 25 Surcharge-late provisional Deposit Account Name: filing fee or cover sheet 1053 1053 130 Non-English specification 130 2,520 The Director is authorized to: (check all that apply) 1812 2.520 1812 For filing a request for □ Charge fee(s) indicated below ■ Credit any overpayments □ Charge any additional fee(s) during the pendency of this application re-examination 1804 9201 920* Requesting publication of 1804 □ Charge fee(s) indicated below, except for the filing fee to the SIR prior to Examiner action above-identified account. **FEE CALCULATION** Requesting publication of SIR 1805 1.840* 1805 1.8401 after Examiner action 1. FILING FEE 1251 120 2251 60 Ext.for reply w/in 1 mon **Entity** Large Entity Small Fee 1252 450 2252 225 Ext.for reply w/in 2 mon Fee Fee Fee Fee Code Code (\$) Fee Description Paid (\$) 1253 2253 510 1,020 Ext.for reply w/in 3 mon 1011 1000 2011 500 Utility filing fee 1,590 2254 795 1254 Ext.for reply w/in 4 mon 2012 Design filing fee 1012 430 215 2255 1.080 1255 2.160 Ext.for reply w/in 5 mon 1013 660 2013 330 Plant filing fee 1401 500 2401 250 Notice of Appeal 1014 1400 2014 700 Reissue filing fee 1402 500 2402 250 Filing a Brief in support 1005 200 2005 100 Provisional filing fee of an appeal 500 1403 1,000 2403 Request for oral hearing SUBTOTAL (1) \$-0-2. CLAIMS 1451 1,510 1451 1,510 Petition to institute a Fee From public use proceeding <u>Extra</u> Fee Paid Below 1452 500 2452 250 Petition to revive -**Total Claims** -20* \$50 (\$25) unavoidable 1453 1,500 2453 750 Petition to revive -Ind. Claims 4 - 3 $$200 ($100) \times $100 =$ \$100 unintentional 1501 1,400 2501 700 Utility issue fee Multiple Dependent \$360 (\$180) x (for reissue) 1502 800 2502 400 Design issue fee ** or number previously paid, if greater; For Reissues, see below 1503 1,100 2503 550 Plant issue fee Large Entity Small Entity Fee Fee 1807 50 1807 50 Petition related to Fee Fee Code (\$) Code Fee Description provisional applns. (\$) 1806 1806 180 180 Submission of 1202 50 2202 25 Claims in excess of 20 Info.Disclo.Stmt. 8021 8021 40 40 Recording ea. patent 1201 200 2201 100 Independent claims in excess of 3 assignment per property (times No.of properties) 1203 2203 180 1809 790 2809 395 Filing a submission after final 360 Multiple dependent claim rejection (37 CFR 1.129(a)) For ea.additional invention to 1204 200 2204 100 **Reissue independent claims over 1810 790 2810 395 original patent be examined (37 CFR 1.129(b)) Request for Cont.Exam.(RCE) 1205 50 2205 25 *Reissue claims in excess of 1801 790 2801 395 1802 900 1802 900 Request for expedited 20 and over original patent examination of a design appln SUBTOTAL (2) \$100 **or number previously paid, if greater; For Reissues, see above Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) \$-0-SUBMITTED BY Completed (if applicable) 32,018 Telephone (603) 624-9220 Registration No. Typed or Michael J. Bujold Printed Name Deposit Acct. No. 04-0213 Fax: (603) 624-9229 **CUSTOMER NUMBER: 020210** Date: December 20, 2004

Signature

JFU/3643

OIPE 12/20/04

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

เก๊re Application of

Sunny C. WATERS

Serial no.

10/782,335

Filed

February 19, 2004

For

CTACKADIE DIAN

:

STACKABLE PLANTING CONTAINERS WITH

CAPILLARY WATERING

Group Art Unit

3643

Examiner Docket

Andrea M. Valenti CRECON P02AUS

The Commissioner for Patents U.S. Patent & Trademark Office P. O. Box 1450 Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

[XXX] A CHECK FOR THE FEES INDICATED BELOW, BASED UPON THE APPLICANT'S SMALL ENTITY STATUS, ACCOMPANIES THIS RESPONSE.	
TOTAL INDEPENDENT CLAIMS ALREADY PAID FOR 3	
ADDITIONAL IND. CLAIMS ADDED HEREBY 1 x \$100 =	\$100
TOTAL	\$100

In response to the official action mailed September 20, 2004, please enter the following before reconsideration of this application.

In the Claims:

Please amend claims 1, 2, 4, 5, 9, 11, 14 and 16-18 as follows in which the claim additions are shown by underlining and/or the claim deletions are shown by strikeout or brackets. Please enter the amended claims into the record of this case.